IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.2764 OF 1993.

Mahanagar Telephone Nigam Ltd. ... Plaintiff.
Versus.
M/s.Ruby Traders. ... Defendant.

Shri V.D.Shukla i/by M/s.Shukla & Associates for the Plaintiff.

CORAM : ABHAY S.OKA, J.
DATED : 3rd July, 2007.

P.C.:

1. Heard the learned Counsel appearing for the Plaintiff. The list of original documents filed by the Plaintiff is taken on record and marked "X" for identification.

2. I have perused the averments made in the plaint as well the original documents tendered on record. The claim of the Plaintiff-MTNL in the suit is based on unpaid telephone bill. The averments made in the plaint are not denied by the Defendant. There is no contract between the Plaintiffs and the Defendants as regards payment of interest. Though the Plaintiffs are entitled to a decree, interest at the rate of 6% per annum will have to be awarded.

3. Hence suit is decreed in terms of prayer clause (a) with modification that the rate of interest will be 6% per annum.

4. The Defendants will pay costs of the suit to the Plaintiffs.

Judge.